

Dear Federal Communications Commissioners,

I AM WRITING TO YOU TODAY IN REGARDS TO A WHITE PAPER PROPOSAL PRESENTED TO YOU BY THE NEXTEL CORPORATION (WT-02-55?) THAT WILL EFFECTIVELY PUT OUR COMPANY AND A GOOD 1000 OTHERS ACROSS THE UNITED STATES OUT OF BUSINESS.

Our company like those others services Two-Way radios in the 50 MHz, 150 MHz, 450 MHz, 800 MHz, 900 MHz and microwave radio Bands such as those used by the Secret Service, DEA, FBI, US Militaries local Police, Local Fire, Local Search and Rescue, Railroad and other small business like plumbers, electricians and contractors. These radios are truly required to make our nation work. When natural or man-made disasters happen Cell Phone service is usually jammed or out of service all together. During the Los Alamos Fire and the World Trade Center attacks it was Two-Way radio that provided critical communications for rescuers.

The 850 MHz frequency band is what I am concerned about today. 850 and 860 MHz provides a low cost alternative to Cell phones with low monthly fees in the \$10 range with unlimited minutes as apposed to \$50 with limited Minutes, and in emergencies is less susceptible to go down. Safety is also a concern some of our local managers of construction sites and have banned Cell phones and pagers of their construction workers because they get on the phone with personal calls, many of which are spouses, the worker gets into an argument with the spouse and looses concentration of what he/she many be doing and becomes a hazard to the other workers. With Two-Way radio, only foreman can talk to the workers. In the past couple of years the Frequencies were auctioned off in the 860 MHz band, across the nation, even though these frequencies were already in use by us and 1000's of other companies. The terms that the winning bidder (NEXTEL) had to follow was that they either had to buy those companies out that possessed there new frequencies or relocate those companies to the 850 MHZ band and paying them for their trouble. We like many others decided on relocation to the 850 MHz band. The equipment was such that moving from 860 to 850 was as simple as plugging in a computer to change the number. However we had to program all of our customer's individual radios in their vehicles, their base stations, and their handhelds as well as our towers.

Recently Nextel's new system has caused interference with local law inforcement agencies in Denver and Phoenix. It is Nextel's responsibility to correct this problem under FCC guidelines. THIS IS WHERE THE PROBLEM LIES: NEXTEL'S SOLUTION IS TO SPEND 500 MILLION TO HAVE THE LOCAL LAW ENFORCEMENT MOVED FROM THEIR 860 MHZ BAND TO 850 MHZ BAND. THAT'S ALL FINE AND GOOD BUT THEY WANT US TO MOVE FROM 850 TO 700 OR 900 MHZ BAND AT OUR EXPENSE AND THE EXPENSE OF OUR CUSTOMERS AT THE SAME TIME.

Changing all of our customer's radios could easily cost \$2,000,000 plus another \$1,000,000 to replace tower equipment. Now multiply \$3,000,000 buy 1000 and you're looking at \$3 Billion and that's an underestimate especially when large national companies like FedEx, UPS and large power companies are taken into consideration the number could be as high as 1 Trillion Nation wide. Our company cannot afford nor can our customers the majority of which are plumbers, electricians, contractors and school bus companies such a traumatic loss in service.

Our company here in Albuquerque has been in business since 1964 with 6 employees that makes us a small company but we have no debt, we make a profit and we pay our taxes. Although we service the 50 MHz, 150 MHz, 450 MHz, 800 MHz, 900 MHz and microwave radio Bands the 850 BAND is our biggest money maker and without it we will be out of business. Along with those plumbers, electricians, contractors and bus companies we have a few large customers such as Public Service Company of New Mexico, Herrera Busses, Lafarge concrete, Waycor concrete, Vulcan Concrete, Sandia National Labs, Central New

Mexico Electrical Co-op, Albuquerque Public Schools, Rust Power, United Rentals and Superior Ambulance to name a few.

Now let's take Public Service Company of New Mexico for example. They have just spent about a \$1,000,000 in the past couple years upgrading their trucks with mobiles and Wireless Computer Networking, handheld radios and new towers all over New Mexico so they can communicate in a normal and emergency capacity with out having to rely on Telephones. PNM can easily afford to change to 700 or 900 MHz but guess who really pays, we do!

Let's say the FCC allows this to happen what will the effect be? THE MAJORITY OF THOSE 1000 COMPANIES WILL GO OUT OF BUSINESS, BECAUSE THE EQUIPMENT IN THE 700 MHZ DOES NOT REALLY EXIST YET AND THE 900 IS NOT THAT EFFECTIVE. Not to mention the 700 MHz is used by TV stations at 50,000 to 100,000 watts which will cause even more interference then the existing 100 watt 850 transmitters. With the majority of those companies out of business the FCC will have created a Monopoly out of NEXTEL with their Cell like Radio service. Our customers will have no choice but to go NEXTEL, and pay their high rates.

BUT THAT'S NOT ALL! WHO WILL SERVICE THE SECRET SERVICE, DEA, FBI, US MILITARIES, LOCAL POLICE, LOCAL FIRE, LOCAL SEARCH AND RESCUE, RAILROAD AND OTHER SMALL BUSINESS LIKE PLUMBERS, ELECTRICIANS AND CONTRACTORS WHO USE THE 50 MHZ, 150 MHZ, 450 MHZ BANDS? NOT NEXTEL THEY HAVE SCRAPED ALL THOSE SERVICES OF THE RADIO SHOPS THEY HAVE BOUGHT IN FAVOR OF THEIR 860 MHZ SYSTEM.

In my opinion with our economy in a recession the country at War this proposal to the FCC by NEXTEL will decreases Competition, Increase Monopolies, Decrease General Safety, Decrease National Security, and create more unemployment all because their system interferes with some systems in Denver and Phoenix. When all they really need to do is put some filters and or other technologies on those systems to stop the interference.

I ASK YOU TO PLEASE NOT SUPPORT NEXTEL IN THIS MATTER!

Thanks for your attention,

Paul L. Choc  
President